

Village of Phoenix
Regular Board Meeting
Tuesday, November 4, 2014 at 7:00 PM
Sweet Memorial Building
455 Main Street, Phoenix, NY 13135

Present:	Mayor Anthony Fratto	Chief Martin Nerber
	Trustee Danny Dunn	Village Clerk Roxanne Demo
	Trustee John Halstead	Attorney Steve Primo
	Trustee David Pendergast	Administrator James Lynch
	Trustee Ryan Wood	

10 Public in Attendance

Mayor Fratto began the Board Meeting with a salute to the flag at 7:06 PM.

Mayors Report

Mayor Fratto said he'd like Chief Nerber and Sergeant McKenna to provide him with the information for the boat, flares, gas etc. to build into the budget. Chief Nerber said they've put the numbers together and McKenna is still working with Kristy LaManche and she's still working on it.

Trustee Reports

Trustee John Halstead had nothing.

Trustee David Pendergast had nothing.

Trustee Ryan Wood told Chief Nerber the police department did an excellent job on Halloween, he was at the church passing out candy and they came around twice, they were very visible. The property checks that we've been doing are working out great. He asked if we have an ongoing list for property checks. Chief Nerber said that we do have a list. Trustee Wood said that there is a resident that had a water leak and her bill is three times the amount. Mayor Fratto asked that Jim Lynch look into this.

Trustee Danny Dunn said we still have a problem on State and Mechanic Street after Barber Construction put in the catch basin and the curbing, the water never used to go across the resident's lawn like it does now. Administrator Lynch said that Barber went by what the prior Engineers directed and they had put back the amount of curbing that they took out. They are not going to assume responsibility. Mayor asked Jim Lynch to tell Barber we're not satisfied with the work. Administrator Lynch said he'll give them a call and asked them to come back to the job site.

Trustee Danny Dunn said they need to put something back in the local newspaper regarding the bio-degradable bags to be used for leaves. Mayor Fratto asked that we put a notice in the Phoenix Register and Valley News.

Police Report

Chief Marty Nerber had nothing.

Administrator Jim Lynch

Administrator Lynch said the DPW trucks are ready for when the snow flies. They need one additional day to get the big truck ready. Lynch said he'd also like to bring to the board's attention the salt issue. We've already used part of this year's budget for salt. We currently have about 100 ton left from last year, he asked that we have a motion to approve the budget modification of \$4,500 from the sidewalk program to salt account. Trustee Dunn made the motion to approve the budget modification, seconded by Mayor Fratto. All Ayes. Regarding the bathhouse the excavation has started, we're on track and should be completed by end of December.

Attorney Steve Primo

Attorney Primo said there's a gentleman that wants to have a zone change to commercial on a parcel of land near the middle school. Primo said he'll ask him to attend a board meeting to discuss what he'd like to do with the property. First step is to throw some ideas around.

Attorney Primo said he spoke with Doug Miller and we have approval on the contracts but they still need to be signed, Primo will sit down with the Mayor.

Attorney Primo said we need to discuss the past engineering services, what has been paid and reports that are missing. Doug Miller is ready to go with what the DEC is requesting with the flow monitoring. The study takes a year to complete. Attorney Primo is asking to speak to the forensic accountant and receive a quote.

Attorney Primo has the compliance agreement for the Surface Water Treatment Rule, this shows the timeline and the board approved the concept at the last meeting. Primo has reviewed it numerous times and Engineer Miller is good with everything. It has already been approved by the County. Motion was made by Trustee Halstead to approve the Surface Water Treatment Rule Compliance Agreement form as presented and authorize the Mayor to execute it, seconded by Trustee Ryan Wood. All ayes. Attorney Primo stated that everything has been nice and smooth lately and it says a lot for the Village Board members the time of the preliminary mile stone. Miller Engineering is doing a great job and we're in good shape.

Attorney Primo said we talked about the Tahoe at the last meeting, we talked before about the lemon law and it's not only us that have a problem. It's almost been since day one that we've had problems with the Tahoe.

Abstract

Mayor Fratto asked if anyone had any questions or concerns with Abstract #17 dated November 4, 2014 in the amount of \$105,964.31. Trustee Halstead made the motion to approve, general fund vouchers 480-498; water fund vouchers 479-499; sewer fund vouchers 480-498; library fund vouchers 109-114; and trust and agency fund vouchers 93-95, seconded by Trustee Pendergast. All ayes.

Old Business

Meeting minutes for Regular Board Meeting on October 21, 2014, Mayor Fratto asked if anyone had any questions or concerns. Motion was made by Mayor Fratto to approve, seconded by Trustee Wood. All ayes.

Public Comments

Carole Sponable 408 Main St. wanted to make a brief report on what's going on, JCB High School on this Friday at 10:00 will be doing their Veterans Day ceremony if anybody wants to come down. The kids from the Marching Band, Color Guard ended up first place in their division in the state. This will be the seventh some of the High School kids and Cathy Lee and herself will be at the Pennellville fire department on Friday night to sleep in the cardboard boxes to raise money for the Rescue Mission. On December 6th, Santa and Mrs. Claus will be coming to Sweet Building on the Fire Truck. The fire department sponsors this, she and one of the fire ladies buy the gifts for the children. The Santa chair will be reupholstered. Robert and Roberta Hurd left a million dollar scholarship to our JCB School. The school will award a \$40,000 scholarship to a graduating senior. The award will be paid at \$10,000 per year over four years if the student remains enrolled in college and in good standing. The first scholarship will be given out to a graduating member of the class of 2015.

Alexis Semanchuk 24 James Street said tomorrow is the induction at the high school for the national honor society. Alexis asked about the dates that were provided to the Health Department and if they were still in place. Attorney Primo stated that they are and what they were discussing earlier with the grants was regarding the sewer system.

Mike Wyant 30 State Street said he had information about the curb piece that the board was discussing earlier and could share what he knows with the board. Mike wanted to ask about the documentations that are handed out if the community could have a copy of what is referenced during the meeting. Attorney Primo said if it's prepared ahead of time we'll pass out. Some of the things discussed are last minute. Attorney Primo said if Mike would give him his e-mail address he can send him a copy of what he found on rules and procedures.

Darlene Noeson 26 Church Street had the water problem and asked what would happen now. Jim Lynch will review it and call her with his findings.

Erin Felix 503 Main Street asked the board if they've thought about getting on social media so residents can be updated, she can't get to the meetings every time and doesn't always read the Phoenix Register. Clerk Roxanne Demo said that we have started a facebook page.

Mayor Fratto made the motion to move into executive session pursuant to open meeting laws. Matters leading to the employment history of a particular person or persons and also matters leading to the appointment, employment or promotion of a particular person or persons at 8:10 pm. Seconded by Trustee Ryan Wood. All ayes.

Motion was made by Trustee John Halstead to adjourn the regular board meeting at 8:35pm, seconded by Trustee Ryan Wood. All ayes.

Respectfully submitted,

Roxanne Demo
Village of Phoenix
Clerk/Treasurer